

JUN 28 2004

HDP/SB/ 30 based on PTO/SB/30 (08-00)

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

| | |
|------------------------|----------------------|
| Application Number | 09/689,647 |
| Filing Date | October 13, 2000 |
| Examiner Name | Noel Singh |
| First Named Inventor | Walter Hans MEISSNER |
| Group Art Unit | 2153 |
| Attorney Docket Number | 29250-000438/US |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on May 12, 2004
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. Enclosed
- i. ☒ Preliminary Amendment
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS)
- iv. ☒ Other Form PTO 1449/Reference (1)

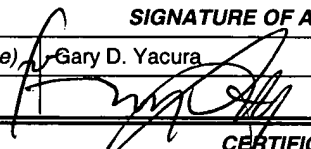
2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other _____

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 08-0750.
- i. ☐ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☒ Other Any deficiency for a fee required under 37 CFR 1.16 or 1.17.
- b. ☒ Check in the amount of \$ 770.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|--------------------|--|-----------------------------------|---------------|
| Name (Print /Type) | Gary D. Yacura | Registration No. (Attorney/Agent) | 35,416 |
| Signature |  45,214 | Date | June 28, 2004 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below.

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PATENT
29250-000438/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Walter Hans MEISSNER et al.

Serial No.: 09/689,647

Group: 2153

Filed: October 13, 2000

Examiner: Noel Singh

For: METHOD OF PROCESSING NESTED MESSAGE LAYERS

AMENDMENT UNDER 37 C.F.R §1.114

U.S. Patent and Trademark Office
220 20th Street S.
Customer Window, Mail Stop RCE
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

June 28, 2004

Dear Sir:

In response to the final Office Action dated February 27, 2004 and the Advisory Action dated June 17, 2004 for the above-identified patent application, and in connection with this filing under 37 C.F.R. §1.114, please amend the claims as indicated and consider the remarks below. The sections included in this response are as follows:

Amendments to the Claims begin on **page 2** of this paper.

A Remarks section begins on **page 6** of this paper.